



DIVISION

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DEPT REF

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

22 DEC 20 2006 FI 4:07

In re application of

Mitsuo SAITO et al.

Mail Stop: ACCOUNTING DIVISION  
REFUND BRANCH

Serial No. 10/649,670

Filed August 28, 2003

Attorney Docket No. 2003\_1228A  
Confirmation No. 5686

## PLASMA PROCESSING METHOD AND APPARATUS

REQUEST FOR REFUND

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants respectfully request a refund of \$570.00 charged to Deposit Account No. 23-0975 on May 11, 2006. The corresponding fee code indicates the charge is for a third month extension of time. Applicants assert this is incorrect.

Applicants' attorney received an Office Action dated November 29, 2006 which established a three month period for response. We authorized a two month extension of time with an amendment that was to be due on April 29, 2006. Since that two month extension date fell on a Saturday, the Amendment was timely filed on Monday, May 1, 2006. Note the extension and amendment were mailed prior to the expiration of the response period, and included the necessary certificate as per 37 CFR 1.8. Apparently, the PTO overlooked their rule that states that if the due date falls on a Saturday, the document may be timely filed on the next business day (Monday). The above identified charge is the difference in fees due to the PTO for a two month versus a three month extension. Since the amendment was timely filed with the two month extension, the above-identified charge for a third month is improper.

Kindly credit \$570.00 to the deposit account of undersigned, no. 23-0975. If there are

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any questions, please contact Donna Reynolds, Accounting Assistant, at (202) 721-8246.

Respectfully submitted,

Mitsuo SAITO et al.

By



Michael S. Huppert  
Registration No. 40,268  
Attorney for Applicants

MSH/dsr

WENDEROTH, LIND & PONACK, L.L.P.  
2033 K Street, N.W., Suite 800  
Washington, D.C. 20006-1021  
Facsimile (202) 721-8250  
December 19, 2006

2003\_1228A



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## CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Mail Stop Amendment  
Commissioner for Patent  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

THE COMMISSIONER IS AUTHORIZED TO CHARGE  
ANY DEFICIENCY IN FEES FOR THIS PAPER TO  
DEPOSIT ACCOUNT NO. 23-0975

on May 1, 2006.

Michael S. Huppert  
name of person signing certification

*Michael S. Huppert*  
Signature

May 1, 2006  
Date

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Confirmation No. 5686  
Mitsuo SAITO et al. : Attorney Docket No. 2003\_1228A  
Serial No. 10/649,670 : Group Art Unit 1763  
Filed August 28, 2003 : Examiner Allan W. Olsen  
PLASMA PROCESSING METHOD AND APPARATUS Mail Stop: Amendment

## PETITION FOR EXTENSION OF TIME

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Petition hereby is made for a two month extension of time to respond to the communication of November 29, 2005.

The fee of \$450.00 is  
 submitted herewith.  
 to be charged to Deposit Account No. 23-0975. A duplicate copy of this Petition is enclosed.

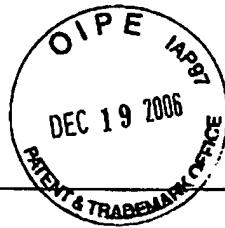
Respectfully submitted,

Mitsuo SAITO et al.

By *Michael S. Huppert*  
Michael S. Huppert  
Registration No. 40,268  
Attorney for Applicants

MSH/kjf  
Washington, D.C. 20006-1021  
Telephone (202) 721-8200  
Facsimile (202) 721-8250  
May 1, 2006

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ANY DEFICIENCY IN FEES FOR THIS PAPER TO  
DEPOSIT ACCOUNT NO. 23-0975

on 5/1/06.

Michael S. Huppert  
name of person signing certification

*Michael S. Huppert*

Signature

May 1, 2006  
Date

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Confirmation No. 5686  
Mitsuo SAITO et al. : Attorney Docket No. 2003\_1228A  
Serial No. 10/649,670 : Group Art Unit 1763  
Filed August 28, 2003 : Examiner Allan W. Olsen

## PLASMA PROCESSING METHOD AND APPARATUS

### AMENDMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action of November 29, 2005, the period for response having been extended for two (2) months by the attached petition, please amend the present application as follows:



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2006 NOV 20 FILED 4:07  
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Mitsuo SAITO et al. : Mail Stop: ACCOUNTING DIVISION  
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December 19, 2006

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01 FC:1253 570.00 DA

Adjustment date: 01/24/2007 ZJUHAR1  
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